

1 BILL NO. S-82-11-32

2 SPECIAL ORDINANCE NO. S-230-82


3 AN ORDINANCE approving Change Order  
4 No. 1, Resolution No. 367-82, Dwenger  
5 60" Brick Sewer Repair, in connection  
6 with the Board of Public Works.

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
8 FORT WAYNE, INDIANA:

9 SECTION 1. That Change Order No. 1, Resolution No.  
10 367-82, Dwenger 60" Brick Sewer Repair, with John Dehner, Inc.,  
11 in connection with the Board of Public Works, for:

12 cleaning of the sewer;  
13 involving a net increase in the amount of Twenty-Five Thousand  
14 Three Hundred Fifty and No/100 Dollars (\$25,350.00), all as  
15 more particularly set forth in the specifications, and which  
16 is on file in the Office of the Board of Public Works, and is  
17 by reference incorporated herein, made a part hereof, and is  
18 hereby in all things ratified, confirmed and approved.

19 SECTION 2. That this Ordinance shall be in full force  
20 and effect from and after its passage and any and all necessary  
21 approval by the Mayor.

22   
23 Councilmember

24 APPROVED AS TO FORM  
25 AND LEGALITY

26   
27 Bruce O. Boxberger, City Attorney  
28  
29  
30  
31  
32

Read the first time in full and on motion by Burns, seconded by Burns, and duly adopted, read the second time by title and referred to the Committee City of Fort Wayne (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 11-23-82, the 11 day of November, 1982, at 7 o'clock P.M., E.S.T.

DATE: 11-23-82 C. W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Burns, seconded by Burns, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>BRADBURY</u>	<u>1</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>BURNS</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>EISBART</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHMIDT</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHOMBURG</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCRUGGS</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>STIER</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>TALARICO</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>

DATE: 12-14-82 Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. S-230-82  
on the 14th day of December, 1982

ATTEST: (SEAL)  
Charles W. Westerman Samuel J. Talarico  
CHARLES W. WESTERMAN - CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of December, 1982, at the hour of 1:30 o'clock P.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 17th day of December, 1982, at the hour of 4 o'clock P.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

BILL NO. S-82-11-32

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON City Utilities TO WHOM WAS REFERRED AN

ORDINANCE approving Change Order No. 1, Resolution No. 367-82,

Dwenger 60" Brick Sewer Repair, in connection with the Board  
of Public Works

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

PAUL M. BURNS - CHAIRMAN

MARK E. GIAQUINTA - VICE CHAIRMAN

JAMES S. STIER

JANET G. BRADBURY

ROY J. SCHOMBURG

12-14-82  
DATE 12-14-82 CHAIRMAN, CITY CLERK

# CHANGE ORDER

Change Order No. 1  
 Project No. DSR's 044834 and 047049  
 Name of Project: Dwenger 60" Brick Sewer Repair

Resolution No. 367-1982  
 Board Order No. 57-82  
 Date: \_\_\_\_\_

To: JOHN DEHNER, INC.

(Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change	Unit Price	Change in Contract Price	
		Description		Decrease	Increase
15	169± CY	Cleaning of 60" Brick Sewer			
		From Sta. 10+82 to Sta. 19+05	150.00		25,350.00
Total Decrease					25,350.00
Total Increase					
Net (Decrease) (Increase)					25,350.00
Contract Price					25,350.00

The sum of \$ 25,350.00 is hereby (added to) (~~deducted from~~) the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price

\$ 481,914.00

Current Contract Price Adjusted by Previous Change Order

\$ 481,914.00

New Contract Price including this Change Order

\$ 507,264.00

The time provided for completion in the contract for this project is (unchanged) (~~increased~~) (~~decreased~~) by -0- calendar days due to this Change Order. The date for completion of all work shall be N/A. Furthermore, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: William Embury Chief Engineer

Date Nov 8, 1982

Accepted by: Gregory Dehner Contractor

Date 11/8/82

Approved by: [Signature] City Engineer

Date 11/9/82

Approved by: [Signature] Owner

Date 11-10-82

Attested by: Sanford Kennedy Clerk

Date 11-10-82

Change Order No. 1

Resolution No. 367-1982

Board Order No. 57-82

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: \_\_\_\_\_

SEE ATTACHED JUSTIFICATION

2. Will proposed change alter size of the project? Yes \_\_\_\_\_ No X  
If yes, explain

3. Affect on operation and maintenance cost of this project:

N/A

William M. Skinning P.E. 11-8-82  
Project Engineer

JUSTIFICATION FOR CHANGE ORDER #1  
Dwenger 60" Brick Sewer Repair  
DSR's 044834 and 047049

JOHN DEHNER, INC., Contractor

Subject project was affected by 1982 Flood Damage. As a part of the Federal Emergency Management Agency (FEMA) regulations, they required step-by-step investigation to determine actual flood damage versus pre-flooding conditions. During the course of the investigation, we were directed to issue an emergency resolution to clean the combination sewer only, so that physical observations could be made by their representatives for purposes of determining federal charges on future repair work in the area.

In June, 1982, per emergency resolution 71-225-25, the sewer line was cleaned and FEMA personnel made their observations. As a result of that observation, subject project was funded. Between the time of final cleaning, the observation by FEMA personnel and the awarding of the contract, there was a time lag of approximately eight (8) weeks.

During that period, substantial infiltration/inflow occurred whereby silt and sludge material was filtered into the previously cleaned area. By the direction of Ron Buddeke, Director of FEMA and Bobby Lane, Consultant to FEMA, this change order was instituted to authorize unit bid items of the unused quantities for cleaning purposes from previously received competitive bids by authority of DSR's 047049 and 044834.

This project is 75% funded by FEMA; and, 25% by the City Utilities.

TITLE OF ORDINANCE CHANGE ORDER #1, RESOLUTION 367-82, Dwenger 60" Brick Sewer Repair

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

S-82-11-32

SYNOPSIS OF ORDINANCE This change order reflects the cleaning of the sewer  
that was necessary because during the 8 week period that lapsed between the  
cleaning of the sewer for observation by FEMA personnel and the awarding of the  
contract, substantial infiltration/inflow occurred whereby silt and sludge material  
filtered into the previously cleaned area.

EFFECT OF PASSAGE \_\_\_\_\_

EFFECT OF NON-PASSAGE \_\_\_\_\_

MONEY INVOLVED (DIRECT COSTS, EXPENDITURE, SAVINGS) Net Increase of \$25,350.00

ASSIGNED TO COMMITTEE \_\_\_\_\_